

**Scianni, Melissa**

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**From:** Kao, Jessica  
**Sent:** Wednesday, March 18, 2015 6:27 PM  
**To:** Skadowski, Suzanne; Zito, Kelly; Kermish, Laurie; Zito, Kelly; Keener, Bill; Diamond, Jane  
**Subject:** RE: Cargill desk statement  
**Attachments:** Redwood City Saltworks Special Case Approval letter 3.docx

A redraft, which Jared just cleared.

### **Desk Statement**

Protecting San Francisco Bay, a designated “estuary of national significance” under the Clean Water Act, is a top priority for EPA Region 9. Over 90 percent of the Bay’s historic tidal wetlands have been lost, but there are now important public and private efforts to preserve and restore the Baylands, including large-scale salt pond and salt marsh restoration projects.

In 2012, Cargill Corporation and DMB Pacific Ventures asked EPA and the Corps to determine whether Cargill’s “Redwood City Salt Plant” property, a 1,478-acre diked area on the Redwood City shoreline next to the Don Edwards National Wildlife Refuge, is subject to the Clean Water Act. The two agencies have shared responsibility to minimize adverse impacts from fill activities in regulated waters.

On March 18, 2015, EPA exercised its special case authority under an MOU with the Corps to make the Clean Water Act jurisdictional determination for this Cargill property. EPA will undertake a thorough review of available data on the historic and present environmental conditions of the site, originally a tidal marsh and later a salt-making facility, its hydrologic connection to the Bay, and its restoration potential. Waters subject to the Clean Water Act include those that are currently used, were used in the past, or may be susceptible to use in commerce, including all tidal waters.

EPA expects its detailed scientific and legal analyses of this ecologically significant site to continue through late 2015 or early 2016.

*Jessica Kao  
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**From:** Skadowski, Suzanne  
**Sent:** Wednesday, March 18, 2015 5:13 PM  
**To:** Kao, Jessica; Zito, Kelly; Kermish, Laurie; Zito, Kelly; Keener, Bill  
**Subject:** Cargill desk statement

Please review and comment – below or attached.

**Desk Statement**

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